

AN ORDINANCE ENACTING A CODE OF ORDINANCES FOR THE CITY OF MARSHALLTOWN, IOWA, REVISING, AMENDING, RESTATING, CODIFYING AND COMPILING CERTAIN EXISTING GENERAL ORDINANCES OF THE CITY OF MARSHALLTOWN, IOWA, DEALING WITH SUBJECTS EMBRACED IN SUCH CODE OF ORDINANCES, AND DECLARING AN EMERGENCY.

WHEREAS, the present general and permanent ordinances of the CITY OF MARSHALLTOWN, IOWA, are inadequately arranged and classified and are insufficient in form and substance for the complete preservation of the public peace, health, safety and general welfare of the municipality and for the proper conduct of its affairs; and

WHEREAS, the Acts of the Legislature of the State of IOWA empower and authorize the political subdivision to revise, amend, restate, codify and compile any existing ordinances and all new ordinances not heretofore adopted or published and to incorporate such ordinances into one ordinance in book form; and

WHEREAS, the Legislative Authority of the CITY OF MARSHALLTOWN, IOWA, has authorized a general compilation, revision and codification of the ordinances of the CITY OF MARSHALLTOWN, IOWA, of a general and permanent nature and publication of such ordinance in book form; and

WHEREAS, it is necessary to provide for the usual daily operation of the municipality and for the immediate preservation of the public peace, health, safety and general welfare of the municipality that this ordinance take effect at an early date.

NOW, THEREFORE, BE IT ORDAINED BY THE LEGISLATIVE AUTHORITY OF THE CITY OF MARSHALLTOWN, IOWA,

Section 1. The general ordinances of the CITY OF MARSHALLTOWN, IOWA, as revised, amended, restated, codified, and compiled in book form are hereby adopted as and shall constitute the "Code of Ordinances of the CITY OF MARSHALLTOWN, IOWA.

Section 2. Such Code of Ordinances as adopted in Section 1 shall consist of the following Titles:

TABLE OF CONTENTS	TITLE IX: GENERAL REGULATIONS
TITLE I: GENERAL PROVISIONS	90. Animals
10. Rules of Construction; General Penalty	91. Fire Prevention and Protection
11. Boundaries	92. Hazardous Conditions and Substances
TITLE III: ADMINISTRATION	93. Parks and Recreation; Leisure
30. General Provisions	94. Human Rights; Non-Discrimination
31. Officers and Organizations	95. Public Nuisances
32. Fire Department	TITLE XI: BUSINESS REGULATIONS
33. Police Department	110. Licenses and Permits
34. Civil Emergencies	111. Airports and Aircraft
35. Council Manual	112. Alcoholic Beverages
TITLE V: PUBLIC WORKS	113. Amusements and Recreation
50. Garbage and Refuse	114. Cable Television
51. Solid Waste Management Assessment	115. Gas and Plumbing
52. Sewers and Sewage Disposal	116. Hotels
53. Storm Water	117. Junk Dealers and Pawnbrokers
54. Illicit Discharges to Storm Sewer System	118. Peddlers and Solicitors
55. Erosion and Sediment Control for Construction Sites	119. Public Sales
56. Post-Construction Storm Water Management	120. Tree Trimmers
57. Streets and Sidewalks	TITLE XIII: GENERAL OFFENSES
58. Vegetation	130. Offenses Against Peace and Safety
59. Mailboxes	131. Offenses Against Property
TITLE VII: TRAFFIC CODE	132. Offenses Against Persons
70. General Provisions	133. Offenses Concerning Minors
71. Traffic Regulations	TITLE XV: LAND USAGE
72. Parking Rules	150. Planning
73. Recreational Vehicles	151. Building Regulations; Construction
74. Public Transportation	152. Housing Code
75. Pedestrians	153. Plumbing Code
76. Traffic Schedules	154. Electricity
77. Parking Schedules	155. Swimming Pools
	156. Zoning

TABLE OF SPECIAL ORDINANCES

- I. Franchises
- II. Zoning Map Changes

PARALLEL REFERENCES

- References to Iowa Code Annotated
- References to 2013 Code
- References to Resolutions
- References to Ordinances
- INDEX

Section 3. All prior ordinances pertaining to the subjects treated in such Code of Ordinances shall be deemed repealed from and after the effective date of this ordinance except as they are included and reordained in whole or in part in such Code; provided, such repeal shall not affect any offense committed or penalty incurred or any right established prior to the effective date of this ordinance, nor shall such repeal affect the provisions of ordinances levying taxes, appropriating money, annexing or detaching territory, establishing franchises, or granting special rights to certain persons, authorizing public improvements, authorizing the issuance of bonds or borrowing of money, authorizing the purchase or sale of real or personal property, granting or accepting easements, plat or dedication of land to public use, vacating or setting the boundaries of streets or other public places; nor shall such repeal affect any other ordinance of a temporary or special nature or pertaining to subjects not contained in or covered by the Code.

Section 4. Such Code shall be deemed published as of the day of its adoption and approval by the Legislative Authority and the Clerk of the CITY OF MARSHALLTOWN, IOWA, is hereby authorized and ordered to file a copy of such Code of Ordinances in the Office of the Clerk.

Section 5. Such Code shall be in full force and effect as provided in Section 6, and such Code shall be presumptive evidence in all courts and places of the ordinance and all provisions, sections, penalties and regulations therein contained and of the date of passage, and that the same is properly signed, attested, recorded, and approved and that any public hearings and notices thereof as required by law have been given.

Section 6. This ordinance is declared to be an emergency measure necessary for the immediate preservation of the peace, health, safety and general welfare of the people of this municipality, and shall take effect at the earliest date provided by law.

Section 7. The public hearing on this code is set for June 10, 2019 at the regular meeting of the City Council.

PASSED AND ADOPTED by the Legislative Authority of the CITY OF MARSHALLTOWN, IOWA, on the ___ day of _____, 2019.

CITY OF MARSHALLTOWN, IOWA

 Joel Greer, Mayor
 ATTEST:

 Shari L. Coughenour, CMC, City Clerk

I, Shari L. Coughenour, CMC, City Clerk of the City of Marshalltown, Iowa, do hereby certify that the foregoing ORDINANCE was passed and approved by the City Council of the City of Marshalltown, Iowa, on the ___ day of _____, 2019, and was published in the Marshalltown Times-Republican, a newspaper of general circulation in the City of Marshalltown, Iowa, on the ___ day of _____, 2019.

 Shari L. Coughenour, CMC, City Clerk